

The first draft of the memorandum was nearly 50 pages long, and Plaintiffs have made a diligent effort to make the motion as succinct as possible, while still giving the Court a complete picture as to what has occurred and why it is important. The brief also discusses the Court's options if the Court decides to sanction Ethicon for its spoliation, and explains why certain remedies suggested by the Plaintiffs are appropriate.

Counsel for Defendant has been informed about the pending motion and is not opposed to the motion to exceed the standard page limit.

WHEREFORE, Plaintiffs respectfully request that the Court exercise its discretion under Local Rule 7.1(2) and grant Plaintiffs' motion to exceed the page limit by as many as five pages, thereby allowing Plaintiffs to file a Memorandum in Support of Their Motion for a Finding of Spoliation and for Sanctions of no more than 25 pages in length. A proposed Order is attached as Exhibit 1.

Dated: November 27, 2013

Respectfully submitted,

/s/ D. Renee Baggett

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